IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

WRIT PETITION NO.364 OF 2007

Sarjerao Nivrutti Patole. ...Petitioner.
Vs.
Laxman Maruti Lokhande. ...Respondent.
....
Mr. Vilas B. Tapkir i/b. Mr. Ajay A.Joshi for the Petitioner.
None for the Respondents.
.....

CORAM :DR.D.Y.CHANDRACHUD, J.
July 4, 2007.

P.C.:

The Appellate Court has dismissed an appeal against the order of the Trial Judge granting an interlocutory injunction. The Learned Judge was on the facts and circumstances of the case, satisfied that the Original Plaintiff has made out a prima facie case and that the balance of convenience also warranted granting of an interlocutory injunction. The Appellate Court has observed, prima facie, that the execution of the registered document in favour of the Plaintiff was entitled to due credence. In view of the aforesaid finding, no case for interference has been made out in the exercise of the supervisory jurisdiction of this Court under Article 227 of the

Constitution of India. However, it is clarified that the observations contained in the impugned order are confined to the disposal of the application for interim relief and shall not come in the way of the trial of the suit. Subject to the above, the Writ Petition is dismissed.

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